



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**CERTIFICATE UNDER 37 C.F.R. §1.8**

MAILED OFF  
I hereby certify that the documents enclosed herein are being deposited with the United States Postal Service as first class mail on this 4th day of April, 2007 in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Parents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

22313-1450.

Michelle Ludwig  
Michelle Ludwig

In re application of:      Donovan et al.                                 )  
Serial No.: 10/581,763   ) Examiner: Unknown  
Filed: June 6, 2006   ) Group Art Unit: Unknown  
For:      Secreted Insecticidal Protein and Gene                     ) Conf. No. 6571  
            Compositions from Bacillus Thuringiensis                 )  
            And Uses Therefor   )


**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450**

## TRANSMITTAL LETTER

Transmitted herewith are the following documents in the above-identified application.

- |              |   |
|--------------|---|
| <u>  X  </u> | Transmittal of Information Disclosure Statement Within Three Months of Filing or Before Mailing of First Office Action (37 C.F.R. §1.97(b))   |
| <u>  X  </u> | PTO Form 1449   |
| <u>  X  </u> | Two (2) References  |
| <u>  X  </u> | Return Postcard   |
| <u>  X  </u> | If an extension or an additional extension of time is required, but is not enclosed, please consider this a conditional petition therefor and charge Deposit Account 13-4125 accordingly. |
| <u>  X  </u> | No fee is believed required with this filing.   |
| <u>  X  </u> | Please charge any deficiencies or credit any overpayment to Deposit Account 13-4125. A duplicate copy of this sheet is attached.  |

Respectfully submitted,

  
Timothy K. Ball, Ph.D., Esq.  
Reg. No. 42,287  
800 North Lindbergh Boulevard  
St. Louis, Missouri 63167  
(314) 694-5802  
(314) 694-5311 (fax)



Practitioner's Docket No. 38-21(52949)B

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Donovan et al.  
Application No.: 10/581,763  
Filed: June 6, 2006  
For: Secreted Insecticidal Protein and Gene Compositions from Bt and Uses Therefor

Group No.: Unknown  
Examiner: Unknown  
Conf. No. 6571

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
WITHIN THREE MONTHS OF FILING OR  
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. section 1.97(b))

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

The instant application is a 35 USC 371 application derived from PCT Application No. PCT/US04/42611. The reference being filed herewith was cited in the International Search Report in that PCT Application. The search report in the PCT Application was mailed March 22, 2007 to the applicant.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date:

April 4, 2007

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

  
Signature

Michelle Ludwig

(type or print name of person certifying)

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application, date of entry into the national stage of an international application, or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. section 1.97(b). Furthermore, it is believed that no fee is associated with this submission since the cited reference is submitted within three months of the mail date of the search report.

Date: April 2007

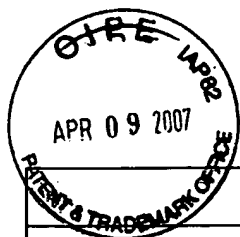
  
Signature of Practitioner

Reg. No.: 42,287

Tel. No.: 314-694-5811

Customer No.: 27161

Timothy K. Ball, Ph.D., Esq.



FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT				ATTY. DOCKET NO. 38021(52949)B		APPLICATION NO. 10/581,763	
				FILING DATE June 6, 2006		GROUP Unknown	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA	6,177,615	01/23/2001	Baum			
	AB	US2004/0197916	10/07/2004	Carozzi et al.			
FOREIGN PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION
	AC						Yes No
OTHER (Including Author, Title, Date, Pertinent Pages, etc.)							
	AD						
EXAMINER					DATE CONSIDERED		
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.							